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CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CLIFFORD COOK,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, ANTONIO FLORES,
DON SLOAN, MARSHA ASHE, and
DOES 1-50, inclusive,

Defendants.

Case No. C 07 2569 CRB

**STIPULATION AND ORDER TO
VACATE REFERRAL OF MATTER
TO ENE**

Trial Date: None set
Date Action Filed: May 15, 2007

1 The parties initially agreed to an Early Neutral Evaluation of this matter. After discussion
2 with the court, the court and the parties agreed that engaging in an ENE at this time would not be
3 productive. On October 12, 2007, the court ordered that "no ENE shall be held." The parties
4 therefore hereby STIPULATE that the order referring this matter to ENE shall be vacated.

5 SO STIPULATED.

6
7 Dated: January 23, 2008

Respectfully submitted,

8 DENNIS J. HERRERA
9 City Attorney
10 ELIZABETH S. SALVESON
11 Chief Labor Attorney
12 MARGARET W. BAUMGARTNER
13 Deputy City Attorneys

14 By: _____/S/_____
15 MARGARET W. BAUMGARTNER

16 Attorneys for Defendant
17 CITY AND COUNTY OF SAN FRANCISCO

18
19 Dated: January 23, 2008

THE SCOTT LAW FIRM

20 By: _____/S/_____
21 JOHN H. SCOTT

22 Attorney for Plaintiff
23 CLIFFORD COOK
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[PROPOSED] ORDER

GOOD CAUSE APPEARING, THE COURT HEREBY ORDERS AS FOLLOWS:

The order referring this case to an Early Neutral Evaluation is hereby VACATED. The court and the parties shall discuss an alternative dispute resolution procedure at a later time.

Dated: _____

HON. CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE